



Attorney Docket No.: SYR-HDAC-5004-C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Ciaran N. Cronin et al.

Group Art Unit: 1652

Application No.: 10/826,170

Examiner: Not Yet Assigned

Filed: April 16, 2004

Title: CRYSTALLIZATION OF HISTONE
DEACETYLASE 2

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I. DOCUMENTS ENCLOSED:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(f)**, which was mailed by the Patent Office on June 18, 2004, enclosed are:

- ☒ Declaration
- ☒ Assignment of the invention to Syrrx, Inc. (together with PTO Form 1595)
- ☒ Request for Extension of Time (3 months)
- ☒ A copy of the Notice to File Missing Parts of Application under 37 CFR § 1.53(f)

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being sent via facsimile (703) 746-4060 to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

November 17, 2004
Date of Deposit

Linda Johnson

Name of Person Mailing Paper

Signature of Person Mailing Paper

Attorney Docket No.: SYR-HDAC-5004-C1

II. FILING FEES☐ Applicant claims small entity status pursuant to 37 CFR 1.27.

Basic Filing Fee						\$790.00
Total Claims	52	-	20	=	32 x \$18.00	\$576.00
Independent Claims	14	-	3	=	11 x \$88.00	\$968.00
Multiple Dependent Claims	\$300	(if applicable)			<input type="checkbox"/>	\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)			<input checked="" type="checkbox"/>	\$130.00
Extension of Time Fees (3 month(s))						\$980.00
TOTAL OF ABOVE CALCULATIONS						\$3,444.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.					<input type="checkbox"/>	\$0.00
Assignment -- \$40 (if applicable)					<input checked="" type="checkbox"/>	\$ 40.00
TOTAL FEES SUBMITTED HERewith						\$3,484.00

III. METHOD OF PAYMENT OF FEES:

- ☐ A check in the amount of _____ is enclosed to cover the above fee(s).
- ☒ Charge Syrrx's Deposit Account No. **50-2256** in the amount of **\$3,484.00**.
- ☒ The Commissioner is authorized to charge Syrrx's Deposit Account No. **50-2256** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, and to credit any overpayments to said Deposit Account No. **50-2256**.

Respectfully submitted,

Dated: November 17, 2004

Mitchell R. Brust
Reg. No. 38,394

Customer No. **32793**
 Syrrx, Inc.
 10410 Science Center Drive
 San Diego, CA 92121
 Phone: (858) 622-8528
 Fax: (858) 550-0992



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/826,170	04/16/2004	Ciaran N. Cronin	SYR-HDAC-5004-C1

32793
 SYRRX, INC.
 10410 SCIENCE CENTER DRIVE
 SAN DIEGO, CA 92121

CONFIRMATION NO. 8535

FORMALITIES LETTER



OC000000012985938

Date Mailed: 06/18/2004



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$1522 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$2422 for a Large Entity

	11/19/2004	AWONDAF1	00000002	502256	10826170
• \$770 Statutory basic filing fee.	01 FC:1001			790.00	DA
• \$130 Late oath or declaration Surcharge.	02 FC:1051			130.00	DA
	03 FC:1201			968.00	DA
	04 FC:1202			576.00	DA

- Total additional claim fee(s) for this application is \$1522
 - \$946 for 11 independent claims over 3.
 - \$576 for 32 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
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Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**FACSIMILE TRANSMITTAL SHEET****TO: COMMISSIONER FOR PATENTS
MAIL STOP MISSING PARTS****From: DAVID WEITZ, REG. NO. 38,362****FAX NUMBER: (703) 746-4060****DATE: NOVEMBER 17, 2004****COMPANY: U.S. PATENT AND TRADEMARK
OFFICE****TOTAL NO. OF PAGES INCLUDING COVER:
19****PHONE NUMBER:****SENDER'S PHONE NUMBER:****(858) 731-3508****RE: U.S. APPLICATION SERIAL NO.
10/826,134 - RESPONSE TO MISSING PARTS****SENDER'S FAX NUMBER:****(858) 550-0992**☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE**NOTES/COMMENTS:****CONFIDENTIALITY NOTICE**

THIS TELECOPY TRANSMISSION AND THE DOCUMENTS ACCOMPANYING IT CONTAIN INFORMATION WHICH IS CONFIDENTIAL. THE INFORMATION IS INTENDED FOR THE USE OF THE PERSON OR PERSONS NAMED AS ADDRESSEES ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, PLEASE BE AWARE THAT ANY DISCLOSURE, REPRODUCTION, DISTRIBUTION OR OTHER USE OF THE INFORMATION IS PROHIBITED. IF YOU HAVE RECEIVED THIS TELECOPY IN ERROR, PLEASE NOTIFY US BY TELEPHONE IMMEDIATELY, AND WE WILL ARRANGE FOR THE RETRIEVAL OF THE FOLLOWING DOCUMENTS AT OUR COST. THANK YOU.

OIP/JPIS

NOV 18 2004

RECEIVED

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